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IN THE HIGH COURT OF KARNATAKA AT BANGALORE

Dated this the 26th Day of May 1998

BEFORE

THE HON'BLE MR. JUSTICE CHANDRASHEKARIAH

WRIT PETITION NO. 2022/1997

Between:

Smt. Radhabai,
W/o. Tayappa Jalapuri,
aged 35 years, Occ: Household,
President, Town Panchayath,
Sadalgā, Chikodi taluk,
Belgaum district.

...PETITIONER

(By Sri. Shantesh Gureddi, Adv.)

And:

1. The State of Karnataka,
by its Secretary to
Government, Urban
Development Department,
M.S. Buildings, Bangalore-1.
2. Shantinath,
S/o. Babahusab Tardal,
age major.
3. Shivaji,
S/o. Balasaheb Patil,
age major.
4. Bandu,
S/o. Appaji Modiga,
age major.
5. Adinath,
S/o. Narasappa Ajjanavar,
age major.

(R-2 to 6 are r/o. Sadalgā,
Chikodi taluk, Belgaum district).

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7. The Town Panchayath,
Sadalga, Belgaum District,
by its Chief Officer.

...RESPONDENTS

(By Sri.K.Nagaraja, HCGP for R-1,
Sri.Ravi S.Balikai, Adv. for R-2 to R-6,
Sri.K.Manjunath Rao Bhonsle, Adv. for R-7)

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This Writ Petition is filed under Articles 226 and 227 of the Constitution of India with a prayer to quash vide Annexure-A dated 7.1.97 by R-1.

This Writ Petition coming on for Preliminary Hearing in 'B' Group this day, the Court made the following:

O_R_D_E_R

The petitioner in this Writ Petition has challenged the nomination made as Councillors to the Municipal Council under Section 11 of the Karnataka Municipalities Act on the ground that they are not the persons who have special knowledge and experience in Municipal administration and matters relating to the Town Planning or education. This Court cannot decide whether the persons nominated have no special knowledge

or experience or that they are not the social workers. This fact is to be considered by the State Government at the time of nomination. Therefore, I find no reason to interfere in the nomination made by the State Government.

Accordingly, this Writ Petition is rejected.

Sd/-
JUDGE



sps/*